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PATENT

Docket No. 212302000320

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Assistant Commissioner for Patents, Washington, D.C. 20231, on September 4, 1997.

Date September 4, 1997 Joi A. White
Joi A. White

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Stefan Miltenyi et al.

Serial No.: 08/416,920

Filing Date: 04/21/95

For: DIRECT SELECTION OF CELLS BY
SECRETION PRODUCT

Examiner: Ron Schwadron

Group Art Unit: 1816

SUPPLEMENTAL AMENDMENT UNDER 37 CFR §1.111

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This communication is further to the response filed on August 20, 1997 in the above-referenced patent application.

Reconsideration and allowance of the claimed invention is respectfully requested in view of the amendments and remarks submitted herein.

I. AMENDMENTS

Please enter the following amendments.

In the claims

Please add the following new claims.

69. A method according to claim 53 wherein bispecific antibodies and label moiety are added simultaneously to cells.

151 70. A method according to claim 35 wherein bispecific antibodies and label moiety are contained in a mixture.

II. REMARKS

Status of the claims

New Claims 69 and 70 are added herewith. Claims 1-30, 34-51 and 53-56 are pending in this case, following election with traverse of Groups I and II in a communication filed on December 18, 1996 in response to the Restriction Requirement dated September 18, 1996. Claims 31-33, 52 and 57-68 have been canceled without prejudice in the previous Amendment filed on August 20, 1997. Claims 1-30, 34-51 and 53-56 have been examined and are rejected. These rejections were addressed in the previous amendment filed on August 20, 1997. The new claims do not add new matter.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at (650) 813-5695.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicants petition for any required relief including extensions of time and authorize the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this

document to Deposit Account No. 03-1952. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: September 4, 1997

Respectfully submitted,

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